

Our Docket No: 070452.P001C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Forusz et al.

Application No: 10/057,156

Filed: October 25, 2001

For: Composition for Increasing Bone Density

Examiner: Choi, Frank I.

Art Unit: 1616

Box Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

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The undersigned attorney represents that the undersigned attorney is the attorney of record for the above-referenced patent application.

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Docket No.: 070452.P001C
Application No.: 10/057,156

The assignee of the entire right, title, and interest in and to the above-referenced patent application is Pharmavite Corporation ("assignee"), a California corporation having a place of business at 8510 Balboa Boulevard, Northridge, California 91325.

The terminal part of any patent granted on the above-identified application that would extend beyond the expiration of the full statutory term of

X any patent granted on application number 09/365,156 now issued Patent No. 6,436,446, entitled: Composition For Increasing Bone Density, July 30, 1999.

is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

X any patent granted on application number 09/365,156 now issued Patent No. 6,436,446, entitled: Composition For Increasing Bone Density, July 30, 1999.

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors, or assigns.

No disclaimer is being made as to any terminal part of any patent granted on the above-identified application prior to the expiration of the full statutory term of

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in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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Enclosed is a check for \$ 110.00 for the fee under 37 C.F.R. § 1.20(d).

Please charge Deposit Account No. 02-2666 for any fee deficiency that may be due. A duplicate of this Terminal Disclaimer is enclosed for Deposit Account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: March 26, 2003



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